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Attorney for Defendant Christopher Ablett

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	
	)	STIPULATION RE ENTRY OF AMENDED
Plaintiff,	)	JUDGMENT
	)	
vs.	)	CR 09-749-RS
	)	
CHRISTOPHER BRYAN ABLETT,	)	
	)	
Defendant.	)	

This case has been remanded from the United States Court of Appeals for the Ninth Circuit. The Court affirmed defendant Ablett's conviction, but instructed this Court to vacate one of Ablett's sentences under either 18 U.S.C. § 924(c) or 18 U.S.C. § 924(j)(1), on the basis that sentencing defendant on both of these offenses violates the Double Jeopardy Clause.

The parties stipulate that this Court should vacate the sentence on the conviction for violating 18 U.S.C. § 924(c), Count 3 of the Indictment, which imposed a 10-year term to run consecutive to the sentences imposed on the remaining counts, and

1 enter an amended judgment re-imposing the concurrent sentences on  
2 counts 1, 2, and 4.

3 The parties further stipulate that defendant Ablett need not  
4 be present for the entry of the Amended Judgment. Defendant  
5 Ablett has executed and filed herewith a waiver of personal  
6 appearance.

7  
8 IT IS SO STIPULATED.

9  
10  
11 Dated: November 25 2014

/s/Karen L. Landau  
By: Karen L. Landau  
Attorney for Defendant  
Christopher Ablett

12  
13  
14  
15 Dated: November 26, 2014

/s/ William Frentzen [by KLL]  
By: William Frentzen  
Attorney for Plaintiff  
United States of America

16  
17  
18 IT IS SO ORDERED.

19  
20  
21 Dated: November 26, 2014

  
HON. RICHARD SEEBORG  
United States District Judge